
STATE OF WISCONSIN,

Plaintiff,

v.

Case No. 04-CF-141

CHAI S. VANG,

Defendant.

STATE'S PROPOSED JURY INSTRUCTIONS

The State of Wisconsin, by its attorneys, Attorney General Peggy A. Lautenschlager and Assistant Attorneys General Roy R. Korte and Donald V. Latorraca, Assistant Attorneys General and Special Prosecutors for Sawyer County, hereby requests the court to provide the following jury instructions:

1. That, prior to opening statements, the court provides the following preliminary instructions pursuant to Wis. Stat. § 972.10(1)(b):

50 Jurors Conduct

55 Notetaking Permitted

58 Transcripts Not Available for Deliberations; Reading Back Testimony

100 Opening Instruction

103 Evidence Defined

140 Burden of Proof

- 170 Circumstantial Evidence
- 115 One Defendant (but modified to reflect multiple counts)
- 1010 First Degree Intentional Homicide
- 1170 Attempted First Degree Intentional Homicide
- 990 Use of a Dangerous Weapon

2. That, prior to closing statements, the court provide the following jury instructions, in addition to the substantive instructions specified above:

- 58 Transcripts Not Available for Deliberations; Reading Back Testimony
- 140 Burden of Proof
- 155 Exhibits
- 157 Remarks of Counsel
- 160 Arguments of Counsel
- 170 Circumstantial Evidence
- 175 Motive
- 190 Weight of Evidence
- 195 Juror's Knowledge
- 275 Cautionary Instruction: Evidence of Other Conduct
- 300 Credibility of Witnesses
- 460 Closing Instruction
- 484 Verdicts for One Defendant, Multiple Counts
- 515 Unanimous Verdict and Selection of Foreperson

525 Instruction After Verdict Received

3. That the court also provide the additional following instructions should circumstances arise at trial that necessitate providing them to the jury:

- 147 Improper Questions
- 148 Objections of Counsel: Evidence Received over Objection
- 150 Stricken Testimony
- 158 Summary Exhibit
- 161 Agreed Testimony
- 162 Agreed Facts
- 165 Judicially Noticed Facts
- 200 Expert Testimony: General
- 205 Expert Testimony: Hypothetical Question
- 215 Objections of Counsel: Evidence Received Over Objection
- 275 Cautionary Instruction: Evidence of Other Crimes, Wrongs, Acts
- 315 Defendant Elects Not to Testify
- 325 Prior Conviction or Juvenile Adjudication

The state reserves the right to supplement this request prior to and during trial. In addition, depending upon the manner in which testimony is presented and the defendant's

theory of the case, the state or defendant may also request the court to instruct the jury on lesser-included offenses for the substantive crime.

Dated this 10th day of May, 2005.



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